

MINUTES OF THE CITY OF BURLINGTON
CITY COUNCIL MEETING
March 2, 2010

The City Council of the City of Burlington held a regularly scheduled meeting in the Council Chamber, Municipal Building, 425 South Lexington Avenue, Burlington, N. C., 27216-1358, on March 2, 2010, at 7:00 p.m.

Mayor Ronnie K. Wall presided

Councilmembers Present: Mayor Wall, Councilmembers Huffman,
Butler, Ross and Faucette

Councilmembers absent: None

Harold Owen, City Manager: Present

Robert M. Ward, City Attorney: Present

Jondeen D. Terry, City Clerk: Present

INVOCATION: Councilmember Jim Butler

MINUTES

Mayor Wall called for approval of the City Council minutes of the meeting of February 16, 2010.

Upon motion by Mayor Pro Tem Huffman, seconded by Councilmember Ross, it was resolved unanimously to approve the minutes of the meeting held on February 16, 2010.

ADOPTION OF AGENDA

Upon motion by Mayor Pro Tem Huffman, seconded by Councilmember Butler, it was resolved unanimously to adopt the agenda.

CONSENT AGENDA

ITEM 1:

- A) To reapprove the Burlington Alamance County Development General Partnership subdivision plat located on North Church Street.
- B) To adopt ordinances requiring the demolition of buildings located at 1231 Westmoreland Drive and 2133 Wiggins Street in the City of Burlington.

10-04

ORDINANCE REQUIRING THE DEMOLITION OF A HOUSE LOCATED AT 1231 WESTMORELAND DRIVE IN THE CITY OF BURLINGTON

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURLINGTON, NC:

Section 1. That the house located at 1231 Westmoreland Drive and owned by Tammy Michelle Byrd has been found by the Building Inspector to be in such a dilapidated state of disrepair with substandard conditions such as to be dangerous to life, health and other property and constitutes a fire or safety hazard to the residents of the City of Burlington.

Section 2. That the owner of said property has been duly notified after Complaint and Notice of Hearing has been duly held by the Building Inspector to demolish and remove the said house above mentioned and the owner has failed to obey such order.

Section 3. That this Council has found and does hereby find that the Building Inspector has complied fully with the provisions said Chapter 14 of the City of Burlington Code of Ordinances; and, that after careful review of the findings of the Building Inspector, the Council has found and does hereby find and determine that the house in question is in such a dilapidated and substandard state of disrepair as to constitute a fire or safety hazard and is dangerous to life, health and other property; and, that the owner of said house has failed to have the house demolished and removed; and, that all proceedings of the Building Inspector are hereby incorporated into and made a part of this ordinance by reference.

Section 4. That it is, therefore, ordered that the Building Inspector proceeds with the complete demolition and removal of said house immediately.

Section 5. That the City Tax Collector is hereby directed to place on the City's tax records all costs incurred as a result of the demolition and removal of the house named above and such costs are to be collected in accordance with the applicable laws.

Section 6. That subject to Section 10 hereof, the demolition and removal of said house shall be completed within sixty (60) days from the date hereof.

Section 7. That in the event there shall be any excess funds arising from the salvage and resulting from the demolition and removal of the house mentioned, after paying all costs connected with such demolition and removal, any such balance remaining shall be deposited in the office of the Clerk of Superior Court of Alamance County, NC, by the Building Inspector to be secured in such manner as may be directed by the said court and disbursed by the court to the person or persons found to be entitled thereto by the final order decree of such court.

Section 8. That subject to Section 10, hereof, this ordinance shall constitute a final order or condemnation and demolition and removal of such house.

Section 9. That the contract for demolition will be awarded to the approved bidder subject to the criteria set forth in the City's Request for Proposals Building Demolition form.

Section 10. Said ordinance shall be effective ten (10) days from this date.

10-05

ORDINANCE REQUIRING THE DEMOLITION OF A HOUSE LOCATED AT 2133 WIGGINS STREET IN THE CITY OF BURLINGTON

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURLINGTON, NC:

Section 1 That the house located at 2133 Wiggins Street and owned by Bonnie Jo Barker Farrell, a.k.a. Bonnie Barker

Richardson, has been found by the Building Inspector to be in such a dilapidated state of disrepair with substandard conditions such as to be dangerous to life, health and other property and constitutes a fire or safety hazard to the residents of the City of Burlington.

Section 2 That the owner of said property has been duly notified after Complaint and Notice of Hearing has been duly held by the Building Inspector to demolish and remove the said house above mentioned and the owner has failed to obey such order.

Section 3. That this Council has found and does hereby find that the Building Inspector has complied fully with the provisions said Chapter 14 of the City of Burlington Code of Ordinances; and, that after careful review of the findings of the Building Inspector, the Council has found and does hereby find and determine that the house in question is in such a dilapidated and substandard state of disrepair as to constitute a fire or safety hazard and is dangerous to life, health and other property; and, that the owner of said house has failed to have the house demolished and removed; and, that all proceedings of the Building Inspector are hereby incorporated into and made a part of this ordinance by reference.

Section 4. That it is, therefore, ordered that the Building Inspector proceeds with the complete demolition and removal of said house immediately.

Section 5. That the City Tax Collector is hereby directed to place on the City's tax records all costs incurred as a result of the demolition and removal of the house named above and such costs are to be collected in accordance with the applicable laws.

Section 6. That subject to Section 10 hereof, the demolition and removal of said house shall be completed within sixty (60) days from the date hereof.

Section 7. That in the event there shall be any excess funds arising from the salvage and resulting from the demolition and removal of the house mentioned, after paying all costs connected with such demolition and removal, any such balance remaining shall be deposited in the office of the Clerk of Superior Court of

Alamance County, NC, by the Building Inspector to be secured in such manner as may be directed by the said court and disbursed by the court to the person or persons found to be entitled thereto by the final order decree of such court.

Section 8. That subject to Section 10, hereof, this ordinance shall constitute a final order or condemnation and demolition and removal of such house.

Section 9. That the contract for demolition will be awarded to the approved bidder subject to the criteria set forth in the City's Request for Proposals Building Demolition form.

Section 10. Said ordinance shall be effective ten (10) days from this date.

C) To approve a request from St. Mark's Church to hold a baptism at Lake Cammack Marina. The date of the service will be August 29, 2010, from 5:00 p.m. to 7:00 p.m. Permission is also required from the North Carolina Department of Environment and Natural Resources (NCDENR)- Public Water Supply Section. The petitioner will be required to provide lifeguards.

D) To approve an Interlocal Chloramine Conversion Education Agreement in the amount of \$5,000.00 in an effort to transition drinking water disinfectants from free chlorine to a form of combined chlorine called chloramines.

E) To adopt an ordinance approving the following Traffic Commission recommendations:

a. To change the speed limit from 35 mph to 25 mph on Whitt Avenue as well as the connecting courts along Whitt Avenue, Rosa Court and Carrie Court.

b. To place a stop sign (replacing a yield sign) at the intersection of Border Street at the northeastern approach to Boone Street.

c. Place crosswalks at the intersection of Ross Street and Sharpe Road at both the northern and western approaches to the intersection as well as crosswalks for the intersection of Sharpe Road and Melrose Drive at both the northern and eastern approaches to the intersection.

AMENDMENT TO THE CITY OF BURLINGTON TRAFFIC ORDINANCE

BE IT ORDAINED by the City Council of the City of Burlington:

- A) To adopt an ordinance approving the following Traffic Commission recommendations:
- a. To change the speed limit from 35 mph to 25 mph on Whitt Avenue as well as the connecting courts along Whitt Avenue; Rosa Court and Carrie Court.
 - b. To place a stop sign (replacing a yield sign) at the intersection of Border Street at the northeastern approach to Boone Street.
 - c. Place crosswalks at the intersection of Ross Street and Sharpe Road at both the northern and western approaches to the intersection as well as crosswalks for the intersection of Sharpe Road and Melrose Drive at both the northern and eastern approaches to the intersection.
- B) That all ordinances or parts of ordinances inconsistent or in conflict with this ordinance are hereby repealed.
- C) That this ordinance shall take effect upon passage.
- F) Approve a resolution authorizing the execution and delivery of an installment financing agreement, a security agreement and related documents in connection with the financing of the construction and improvement of streets and the acquisition and installation of various wireless local area network equipment for the City of Burlington and authorize the City Clerk to attest the resolution.

The City Council of the City of Burlington, North Carolina, met in a regular meeting in the Council Chambers in the Municipal Building located at 425 South Lexington Avenue in Burlington, North Carolina, the regular place of meeting, at 7:00 p.m. on March 2, 2010.

Present: Mayor Ronnie K. Wall, presiding, and
Councilmembers David Huffman, Jim Butler, Steven Ross and
Celo Faucette

Absent: Councilmembers - None

Also present City Manager Harold Owen, City Attorney Bob Ward, City Clerk Jondeen Terry and Finance Directors Peggy Reece and Linda Hollifield

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RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF AN
INSTALLMENT FINANCING AGREEMENT, A SECURITY AGREEMENT AND RELATED
DOCUMENTS IN CONNECTION WITH THE FINANCING OF THE CONSTRUCTION
AND IMPROVEMENT OF STREETS AND THE ACQUISITION AND INSTALLATION
OF VARIOUS WIRELESS LOCAL AREA NETWORK EQUIPMENT FOR THE CITY OF
BURLINGTON, NORTH CAROLINA

BE IT RESOLVED by the City Council (the "City Council") of
the City of Burlington, North Carolina (the "City"), as follows:

Section 1. The City Council does hereby find and determine
as follows:

(a) There exists in the City a need to (a) construct,
extend, widen, resurface and improve streets in the City and (b)
acquire and install various wireless local area network equipment
in the City (collectively, the "Project"). The Project
constitutes a "qualified economic development purpose within the
meaning of Section 1400U-2 of the Internal Revenue Code of 1986,
as amended (the "Code").

(b) The City Council has determined that the most efficient
manner of financing the Project will be through the entering of
an Installment Financing Agreement (the "Agreement") with Bank of
America, N.A. (the "Bank") pursuant to Section 160A-20 of the
General Statutes of North Carolina, as amended. Pursuant to the
Agreement, the Bank will advance moneys to the City in an amount
sufficient to pay the cost of the Project and certain financing
costs relating thereto, and the City will repay the advancement
in installments with interest (the "Installment Payments").

(c) In order to secure its obligations under the Agreement,
the City will execute and deliver a Security Agreement, dated as
of the date of delivery thereof (the "Security Agreement"),
granting a security interest in the various wireless local area
network equipment financed under the Agreement.

(d) There has been presented to the City Council at this meeting drafts of the Agreement and the Security Agreement.

Section 2. In order to provide for the financing of the Project, the City is hereby authorized to enter into the Agreement and receive an advancement pursuant thereto in a principal amount not to exceed \$2,900,000. The City shall repay the advancement in installments due in the amounts and at the times set forth in the Agreement. The payments of the installment payments shall be designated as principal and interest as provided in the Agreement.

Section 3. The City Council hereby approves the Agreement and the Security Agreement in substantially the forms presented at this meeting. The Mayor, the City Manager and the Director of Finance and Risk Management of the City are each hereby authorized to execute and deliver on behalf of the City said documents in substantially the forms presented at this meeting, containing such insertions, deletions and filling in of blanks as the person executing such documents shall approve, such execution to be conclusive evidence of approval by the City Council of any such changes. The City Clerk or any Deputy or Assistant City Clerk of the City is hereby authorized and directed to affix the official seal of the City to said documents and to attest the same.

Section 4. No deficiency judgment may be rendered against the City in any action for breach of any contractual obligation authorized pursuant to this resolution, and the taxing power of the City is not and may not be pledged directly or indirectly to secure any moneys due under any contract herein authorized.

Section 5. The City hereby designated the payment obligations under this Agreement as "recovery zone economic development bonds" under Section 1400U-2 of the Code.

Section 6. The Mayor, the City Manager, the Director of Finance and Risk Management and the City Clerk of the City, and any other officers, agents and employees of the City, are hereby authorized and directed to execute and deliver such closing certificates, opinions and other items of evidence as shall be deemed necessary to consummate the transactions described above.

Section 7. This resolution shall take effect immediately upon its passage.

Upon motion of Council Member Butler, seconded by Councilmember Ross, the foregoing resolution entitled "RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF AN INSTALLMENT FINANCING AGREEMENT, A SECURITY AGREEMENT AND RELATED DOCUMENTS IN CONNECTION WITH THE FINANCING OF THE CONSTRUCTION AND IMPROVEMENT OF STREETS AND THE ACQUISITION AND INSTALLATION OF VARIOUS WIRELESS LOCAL AREA NETWORK EQUIPMENT FOR THE CITY OF BURLINGTON, NORTH CAROLINA" was passed by the following vote:

Ayes: Wall, Huffman, Butler, Ross and Faucette

Noes: None

G) Budget Amendment 2010-33 - Police - Amend Edward Byrne Justice Assistance Grant Project Ordinance

EDWARD BYRNE JUSTICE ASSISTANCE GRANTS #1 & #2 & #3 & #4 & #5 & #6
GRANT PROJECT ORDINANCE

BA2010-33

(Originally established with BA2007-07, amended with BA2008-27,
BA2009-11, BA2010-02 & BA2010-18)

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURLINGTON, NORTH CAROLINA, that pursuant to Section 13.2, Chapter 15, of the General Statutes of North Carolina, the following project ordinance is hereby adopted:

Sec. 1. The project authorized is the Edward Byrne Justice Assistance Grant Project Ordinance. Grant #1 is used to assist in the purchase of covert camera systems for County Sheriff and Police Departments, and SRT tactical vest and communication equipment for Police Department. Grant #2 is used to assist in the purchase of in-car video equipment for the County Sheriff's Department, and for Spanish language training for the Police Department. Grant #3 is used to enhance forty of the 800 MHz radios within the department. Grant #4 will be used to purchase three sets of stainless steel furniture (tables and benches) to replace aging furniture that has been in use in the Burlington Police Department prisoner processing area since 1986. Grant #5 will be used to purchase six police cruisers, six sets of light bars five portable 800 MHz radios, one surveillance alarm, ten digital recorders and DVR software updates for an audio-visual system. This grant will also fund the Junior Police Academy program scheduled for July 2009. Grant #6 will be used to purchase two new vehicles

to replace two aging marked police cruisers. The City is required to act as fiscal agent for Alamance County, City of Graham, and City of Mebane for the receipt of grant funds and disbursement for their shares of the total grant.

Sec. 2. The officials of the City of Burlington are hereby directed to proceed with this project within the terms stated in the grant contract.

Sec. 3. The following revenues are anticipated to be available to the City to complete the project:

526-33100-0000	State Grant #1-Reimbursement	\$ 37,717
526-33100-0001	State Grant #2-Reimbursement	22,708
526-38390-0000	Transfers from Other Funds	42,957
526-33100-0002	State Grant #3-Reimbursement	56,695
526-33100-0003	State Grant #4-Reimbursement	16,015
526-33100-0004	State Grant #5-Reimbursement	385,791
526-33100-0005	State Grant #6-Reimbursement	87,224

Sec. 4. The following amounts are appropriated for the project:

Grant #1:

526-60000-7400	Equipment	\$ 51,393
526-60000-6999	Misc.-County Share of Grant	18,859

Grant #2:

526-50001-1900	Professional Services	21,776
526-60001-6999	Misc.-County Share of Grant	11,354

Grant #3:

526-60002-1400	Travel	954
526-50002-3390	Equipment Not Capitalized	4,922
526-60002-1600	Maint/Repair Equipment	36,078
526-60002-6999	Misc.-County Share of Grant	14,741

Grant #4:

526-50003-3390	Equipment Not Capitalized	8,107
526-60003-6999	Misc.-County Share of Grant	7,908

Grant #5:

526-50004-3300	Departmental Supplies	2,000
526-50004-6003	Jr. Police Academy Prog	17,796
526-50004-3390	Equipment Not Capitalized	36,085
526-60004-7400	Equipment	182,700
526-60004-6997	Misc. -Mebane Share of Grant	26,885
526-60004-6998	Misc. -Graham Share of Grant	53,018
526-60004-6999	Misc. -County Share of Grant	67,307

Grant #6:

526-60005-6997	Misc. -Graham Share of Grant	12,885
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526-60005-6999 Misc. -County Share of Grant	16,357
526-60005-7400 Equipment	57,982

Sec. 5. The Finance Director shall report on the financial status of this project as directed by the City Council and shall inform the Council of any unusual occurrences.

Sec. 6. Copies of this project ordinance shall be made available to the Budget Officer and the Finance Director for direction in carrying out this project.

Sec. 7. That this ordinance shall take effect upon passage.

H) Budget Amendment 2010-34 - Amend Elevated Water Storage Tanks Solar-Powered Mixers ARRA Project Ordinance

BA2010-34

Increase Revenues:

643-38100-0002	Revolving Loan Proceeds	\$15,650
643-38200-0000	Principal Forgiveness Grant	15,650

Decrease Revenues:

030-39398-0000	Appropriated Fund Balance	\$24,742
643-38000-0030	Operating Trans In - W&S	24,742

Increase Expenditures:

643-50000-1909	Loan Fees	\$ 798
643-60000-8000	Contingency	5,760

Decrease Expenditures:

030-66661-9100	Operating Transfers Out	\$24,742
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ELEVATED WATER STORAGE TANKS SOLAR-POWERED MIXERS ARRA PROJECT
ORDINANCE

BA2010-34

(Originally established with BA2010-12, amended with BA2010-26)

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURLINGTON, NORTH CAROLINA, that pursuant to Section 13.2, Chapter 159, of the General Statutes of North Carolina, the following project ordinance is hereby adopted:

Sec. 1. The project authorized consists of installing solar-powered mixers in each of the City's three elevated water storage tanks.

Sec. 2. The officials of the City of Burlington are hereby directed to proceed with this project within the budget outlined in this project ordinance.

Sec. 3. The following revenues are anticipated to be available to the City to complete the project:

643-38000-0030 Operating Trans In - W&S	\$ 8,586
643-38100-0002 Revolving Loan Proceeds (ARRA)	66,350
643-38200-0000 Principal Forgiveness Grant	66,350
	<u>\$141,286</u>

Sec. 4. The following amounts are appropriated for the project:

643-50000-1909 Loan Fees	\$ 2,826
643-60000-8000 Contingency	5,760
643-50000-1900 Professional Services	17,500
643-60000-7300 Capital-Other Improv	115,200
	<u>\$141,286</u>

Sec. 5. The Finance Director shall report on the financial status of this project as directed by the City Council and shall inform the Council of any unusual occurrences.

Sec. 6. Copies of this project ordinance shall be made available to the Budget Officer and the Finance Director for direction in carrying out this project.

Sec. 7. That this ordinance shall take effect upon passage.

I) Budget Amendment 2010-35 - Police Needs - Funded by RICO

BA2010-35

Increase Revenues:

013-39398-0000 Appropriated Fund Balance	\$88,420
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Increase Expenditures:

013-52520-3300 Departmental Supplies	\$ 8,997
013-52520-3390 Equipment Not Capitalized	31,984
013-52520-4500 Maint/Service Contracts	19,297
013-52520-7200 Buildings	28,142

Upon motion by Councilmember Butler, seconded by Councilmember Ross, it was resolved unanimously to approve the foregoing consent agenda.

PUBLIC HEARING:

ITEM 2. RECEIVE CITIZEN COMMENTS - PROPOSED RIPARIAN BUFFER PROTECTION ORDINANCE.

Mayor Wall announced that a public hearing would be held to receive citizen comments concerning the proposed Riparian Buffer Protection Ordinance.

Water Resources Field Operations Manager Michael Layne stated that the purpose of the public hearing was to give citizens an opportunity to make comments prior to staff's recommendation to the Emergency Management Commission (EMC). Mr. Layne reviewed the major aspects of the buffer ordinance, stating this was the most efficient and economical way to protect the water supply. He explained that the change would allow the City to enforce inside the City corporate limits only.

Councilmember Faucette asked if properties around the lake would be "grandfathered" and Mr. Layne replied that those buffers would be implemented by Planning and Zoning. He said that the lakes would continue to have the 100-foot buffer.

Mr. Richard Parker asked if Willowbrook Park would have a 50-foot buffer and Mr. Layne said it was not planned at this time. Mr. Parker asked if there would be a buffer required at the stream at the City Park and Mr. Layne said a stream restoration project would begin in the spring.

Parks and Recreation Director Tony Laws said that the goal was to have a 50-foot buffer on each side of the stream at the City Park. He said the appearance would improve after the vegetation grew.

Upon motion by Mayor Pro Tem Huffman, seconded by Councilmember Butler, it was resolved unanimously to close the public hearing.

MAYOR WALL INTRODUCED BOY SCOUTS IN AUDIENCE.

NEW BUSINESS:

ITEM 3. APPROVE SPAY AND NEUTER CLINIC FEE SCHEDULE

Mayor Wall announced that Council would consider approval of the fee schedule for the spay and neuter clinic to be effective March 3, 2010.

Assistant Police Chief Greg Seel requested that Council approve the fees as follows:

CALENDAR YEAR
FEE 2010

Cat Neuter	\$50.00
Cat Spay	70.00
Dog Neuter	80.00
Dog Spay	90.00
Retained Testicles	20.00
Umbilical Hernia with Spay and Neuter	10.00
Female In Heat or Pregnant	10.00
Rabies Vaccination	10.00
Pain Medication	10.00

ITEM 4. APPROVE ALAMANCE COUNTY ARTS COUNCIL 5TH ANNUAL WILLOW WALK

Mayor Wall announced Council would consider approval of the Alamance County Arts Council 5th Annual Willow Walk on Saturday, June 5, 2010, and Sunday, June 6, 2010, in Willowbrook Park and to include approving the serving of beer and wine.

Ms. Lisa Wolff stated that the Arts Council presented a letter to the Parks and Recreation Commission at its February 10, 2010, meeting, and the request was approved by the Commission.

Mr. Dale Page, president, Alamance County Arts Council, said that the 5th annual event would be held on a Saturday night and Sunday. He explained that the beer and wine would be served for a short period on Saturday night only during a concert in the park.

Upon motion by Mayor Pro Tem Huffman, seconded by Councilmember Butler, it was resolved unanimously to approve the Alamance County Arts Council 5th Annual Willow Walk on June 5 and 6, 2010, with beer and wine being served on Saturday evening.

STAFF REPORTS:

CULVERT REPLACEMENT - MEBANE STREET AT ST. JOHN

Michael Layne, Field Operations Manager, gave a report on the culvert replacement on North Mebane Street at St. John Street. Mr. Layne explained that the existing culvert was undersized and that when it rains, water backs up on property.

He stated the project would be funded by Community Development Block Grant (CDBG) funds and from the storm water fund. He explained the work would begin in March 2010 and would necessitate the closing of North Mebane Street for approximately two weeks or more depending on the weather. He said that citizens will be forewarned of the closing and informed of detours.

STONY CREEK AND LAKE CAMMACK DAM REPAIRS

Bob Patterson, Water Resources Director, reviewed evaluations, recommendations and regulatory requirements for Stony Creek and Lake Cammack Dams. Mr. Patterson stated that dam safety is regulated by NCGS 143-215.23-27 - Dam Safety Law of 1967 and NCAC Title 15A, Subchapter 2A - Dam Safety, and by the North Carolina Division of Environment and Natural Resources (NCDENR), Department of Land Resources, Division of Land Quality-Dam Safety Division. Mr. Patterson stated that Schnabel Engineering was a national expert on dam repair and was retained by the City of Burlington in 2008-09 to conduct stability analyses of Stony Creek and Lake Cammack Dams and that both dams indicated issues with dam stability during certain extreme storm events. He stated that once potential dam safety issues or deficiencies were noted, they are required to be reported to State Dam Safety officials with a plan for corrective action.

Mr. Patterson reviewed the deficiencies at the Old Stony Creek Dam and explained the proposed rehabilitation which would include anchors and reinforcement of abutments. He described the deficiencies with Lake Cammack Dam and reported the proposed rehabilitations would include anchors and raising earthen abutments.

Mr. Mark Landis, Schnabel Engineering, reported that Stony Creek had inadequate capacity for design flow. He recommended anchoring the dam to bedrock for stability and constructing an abutment reinforcement at a cost \$6.4 million. He recommended removing trees and raise earthen abutment at Lake Cammack Dam at a cost \$2.7 million. Mr. Landis stated it would be most cost efficient to bid both jobs together as one contract. He said the same techniques would be used on both projects and that a net savings would be realized.

Director of Administrative Services Frank Hope stated that based on present estimates, dam repairs will necessitate a two percent increase per year in water rates over a three-year period to repay the debt service. He said this would equate to a \$.60 per month utility bill increase for the average residential customer.

Mr. Patterson said that staff hoped to have the design and permitting finished in 2010 with bids going out the first quarter of 2011; therefore, construction would take place in the spring and summer of 2011.

UPDATE ON RECENT SNOW AND ICE EVENTS

Public Works Director Nolan Kirkman summarized the costs incurred during the December 2009, January 2010, and February 2010 snow and ice events. He stated that a total \$71,616.18 was spent on and clean-up.

PUBLIC COMMENT PERIOD

There were no public comments.

CITY COUNCIL COMMENTS

Mayor Wall complimented John Nixon for completion of the I-Phone application. Citizens can download information from the City's website and report a problem directly to the CBC line via an I-Phone.

Mayor Wall asked Attorney Bob Ward to make minor adjustments to the Vacant Council Seat Policy and bring back to the Council for review at the April 6, 2010, meeting.

ADJOURN:

Upon motion by Councilmember Butler, seconded by Councilmember Ross, it was resolved unanimously to adjourn.

Jondeen D. Terry
City Clerk